

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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PITTSFIELD GENERATING COMPANY, L.P.,

Plaintiff,

v.

DEVON CANADA CORPORATION,

Defendant.

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Civil Action No:  
04-30128-MAP

**SUPPLEMENTAL FILING OF MEMORANDUM  
OF JUDGMENT FROM CANADIAN LITIGATION**

Pursuant to the December 22, 2004 hearing on Defendant Devon Canada Corporation's ("Devon") motion to stay and motion to dismiss, Devon hereby provides the Court with a copy of the Memorandum of Judgment issued by the Court of Appeal of Alberta. A copy of the Memorandum of Judgment is attached hereto as Exhibit A.

Dated: January 10, 2005

Respectfully submitted,

**DEVON CANADA CORPORATION**

By Its Attorneys

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Supplemental Filing of Memorandum of Judgment From Canadian Litigation was served, via electronic service and first class mail, postage pre-paid on the 10<sup>th</sup> day of January, 2005 on the following:

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/s/ Anita B. Bapooji \_\_\_\_\_

Anita B. Bapooji

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